

1 KAREN S. FRANK (No. 130887)
Email: kfrank@howardrice.com
2 SARAH M. KING (No. 189621)
Email: sking@howardrice.com
3 HOWARD RICE NEMEROVSKI CANADY
FALK & RABKIN
4 A Professional Corporation
Three Embarcadero Center, 7th Floor
5 San Francisco, California 94111-4024
Telephone: 415/434-1600
6 Facsimile: 415/217-5910

7 Attorneys for Plaintiffs
BROADCAST MUSIC, INC. et al.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 BROADCAST MUSIC, INC. et al.,

13 Plaintiffs,

14 v.

15 G&M GAME CORPORATION; KRAZY
16 KOYOTE BAR & GRILL; GEORGE D.
HEADLEY, JR. & MARCOS ANTHONY
HEADLEY, each individually,

17 Defendants.
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No. C07-02453 CRB

Action filed May 8, 2007

**NOTICE OF NEED FOR ADR
PHONE CONFERENCE [ADR
L.R. 3-5]; ADR CERTIFICATION**

HOWARD
RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
A Professional Corporation

The parties either:

☒ have not yet reached an agreement to an ADR process, or

☐ have tentatively agreed to a settlement conference before a magistrate judge.

Plaintiffs Broadcast Music, Inc. et al. are filing a one-sided Notice of Need for ADR Phone Conference because numerous attempts to confer with defendants have not been successful. Plaintiff's counsel has sought to confirm the identity of defendants' counsel, but to date, has not been successful and has had no response to her request to meet and confer on the ADR process.

Accordingly, ADR L.R. 3-5 requires a telephone conference with the ADR Director or Program Counsel before the case management conference.

Last day to file Joint Case Management Statement: August 3, 2007

Date of Initial Case Management Conference: August 10, 2007

The following counsel will participate in the ADR phone conference:

<i>Name</i>	<i>Party Representing</i>	<i>Phone No.</i>	<i>Fax No.</i>
Karen S. Frank	Broadcast Music, Inc. et al.	(415) 434-1600	(415) 217-5910

The ADR Unit will notify you by return fax indicating, in the space below, the date and time of your phone conference. Plaintiffs' counsel shall initiate the call using the following number (415) 522-4603. Please consult ADR L.R. 3-5(d).

For court use only:

ADR Phone Conference Date: _____ **Time** _____ **AM/PM**

For Scheduling concerns, call (415) 522-2199.

Date: _____

ADR Case Administrator

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to L.R. 16-8(b) and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

DATED: July 20, 2007.

Respectfully,

KAREN S. FRANK
SARAH M. KING
HOWARD RICE NEMEROVSKI CANADY
FALK & RABKIN
A Professional Corporation

By: /s/ KAREN S. FRANK

Attorneys for Plaintiffs BROADCAST MUSIC,
INC., ET AL.

DATED: July 20, 2007.

JUDITH M. SAFFER

Plaintiffs BROADCAST MUSIC, INC., ET AL.

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

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DATED: July __, 2007.

Respectfully,

KAREN S. FRANK
SARAH M. KING
HOWARD RICE NEMEROVSKI CANADY
FALK & RABKIN
A Professional Corporation

By: _____
KAREN S. FRANK

Attorneys for Plaintiffs BROADCAST MUSIC,
INC., ET AL.

DATED: July 20, 2007.

JUDITH M. SAFFER
Plaintiffs BROADCAST MUSIC, INC., ET AL.

HOWARD
RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
A Professional Corporation

PROOF OF SERVICE BY MAIL

I am employed in the City and County of San Francisco, State of California. I am over the age of eighteen (18) years and not a party to the within action; my business address is Three Embarcadero Center, Seventh Floor, San Francisco, California 94111-4024.

I am readily familiar with the practice for collection and processing of documents for mailing with the United States Postal Service of Howard Rice Nemerovski Canady Falk & Rabkin, A Professional Corporation, and that practice is that the documents are deposited with the United States Postal Service with postage fully prepaid the same day as the day of collection in the ordinary course of business.


On July 20, 2007, I served the following document(s) described as **NOTICE OF NEED FOR ADR PHONE CONFERENCE [ADR L.R. 3-5]; ADR CERTIFICATION** on the persons listed below by placing the document(s) for deposit in the United States Postal Service through the regular mail collection process at the law offices of Howard Rice Nemerovski Canady Falk & Rabkin, A Professional Corporation, located at Three Embarcadero Center, Seventh Floor, San Francisco, California, to be served by mail addressed as follows:

G&M Game Corporation
Krazy Koyote Bar & Grill
8337 Church Street
Gilroy, CA 95020

George D. Headley
8337 Church Street
Gilroy, CA 95020

Marcos Anthony Headley
8337 Church Street
Gilroy, CA 95020

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed at San Francisco, California on July 20, 2007.


Cindy Powers